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SLP(C)... 8838 OF 2004

ITEM No.53

Court No. 1

SECTION XVII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal(Civil)...CC8838/2004
(From the judgement and order dated 10/02/2004 in Revision
Petition 434/97 of The NATIONAL CONSUMER DISPUTES REDDRESSAL
COMMISSION, NEW DELHI)

ASHOKE KUMAR JAISWAL

Petitioner (s)

VERSUS

BABULAL AGARWALLA

Respondent (s)

(With IA 1 for c/delay in filing SLP)

Date : 13/12/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)Mr. Ranjan Mukherjee,Adv.

For Respondent (s)Mr. Bharat Sangal,Adv.

UPON hearing counsel the Court made the following
O R D E R

Delay condoned.

Leave granted.

The appeal is dismissed subject to the modification indicated in the signed order.

(D.P. WALIA)
COURT MASTER

(RADHA R. BHATIA)
COURT MASTER

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.8039 OF 2004
[arising out of SLP(C) No. 26131/2004 (CC8838/2004)]

Ashoke Kumar Jaiswal... Appellant

vs.

Babulal Agarwalla... Respondent

O R D E R

Leave granted.

After hearing the learned counsel for the parties, we are satisfied that the decision of the National Consumer Disputes Redressal Commission does not call for any interference except that the rate of interest which is 12%, appears to be on the higher side and the same is reduced to 6%. Subject to that modification, the appeal is dismissed.

.....CJI (R.C. LAHOTI)

.....J

(G.P. MATHUR)

New Delhi;

December 13, 2004.